

AMENDED IN SENATE JUNE 25, 2001

CALIFORNIA LEGISLATURE—2001–02 SECOND EXTRAORDINARY SESSION

SENATE BILL

No. 83

Introduced by Senator Johnson

June 5, 2001

An act to add Section 706 to the Public Utilities Code, relating to public utilities.

LEGISLATIVE COUNSEL'S DIGEST

SB 83, as amended, Johnson. Public Utilities Commission: electrical corporations: billing statements.

(1) Existing law authorizes the Department of Water Resources to issue revenue bonds for the purpose of entering into contracts for the purchase of electric power and to sell power to retail end-use customers and to local publicly owned electric utilities. Existing law requires the Public Utilities Commission to determine that portion of each existing electrical corporation's retail rate effective on January 5, 2001, that is equal to the difference between the generation related component of the retail rate and the sum of the costs of the utility's own generation, qualifying facility contracts, existing bilateral contracts, and ancillary services, to be known as the California Procurement Adjustment. Existing law requires the commission to further determine the amount of the California Procurement Adjustment that is allocable to the power sold by the department, which is payable by each electrical corporation to the department for deposit in the Department of Water Resources Electric Power Fund, and known as the Fixed Department of Water Resources Set-Aside.

This bill would require the commission to require an electrical corporation, the retail rates of which include a component dedicated to the repayment of bonds issued pursuant to that existing law, to include on the monthly billing statement of each customer a *specified* statement regarding that dedicated rate component ~~that includes certain information~~ relating to the enactment of the existing law. Because a violation of an order or other requirement of the commission is a crime, this bill would create a new crime, thereby imposing a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 706 is added to the Public Utilities
- 2 Code, to read:
- 3 706. The commission shall require an electrical corporation,
- 4 the retail rates of which include a component dedicated to the
- 5 repayment of bonds issued pursuant to Senate Bill 31 of the
- 6 2001–02 First Extraordinary Session (Chapter 9 of the Statutes of
- 7 2001), to include on the monthly billing statement of each
- 8 customer a statement regarding that dedicated rate component ~~that~~
- 9 ~~includes all of the following information:~~
- 10 (a) ~~A statement that the dedicated rate component is pursuant~~
- 11 ~~to the enactment of Senate Bill 31 of the 2001–02 First~~
- 12 ~~Extraordinary Session.~~
- 13 (b) ~~The Assembly and Senate floor votes on Senate Bill 31 of~~
- 14 ~~the 2001–02 First Extraordinary Session.~~
- 15 (c) ~~A statement that Senate Bill 31 of the 2001–02 First~~
- 16 ~~Extraordinary Session was signed into law by Governor Gray~~
- 17 ~~Davis on May 10, 2001., as follows: “This component of your rate~~
- 18 ~~is a result of the enactment of Senate Bill 31 of the 2001–02 First~~
- 19 ~~Extraordinary Session. Senate Bill 31 was signed into law by~~
- 20 ~~Governor Gray Davis on May 10, 2001. The following legislators~~

1 *voted “no” on Senate Bill 31: Assembly Members Aanestad,*
2 *Ashburn, Bates, Bogh, Briggs, Bill Campbell, John Campbell,*
3 *Cogdill, Cox, Daucher, Dickerson, Harman, Hollingsworth,*
4 *Kelley, La Suer, Leach, Leonard, Leslie, Maddox, Maldonado,*
5 *Mountjoy, Robert Pacheco, Rod Pacheco, Richman, Runner,*
6 *Strickland, Wyland, Wyman, and Zettel, and Senators Ackerman,*
7 *Battin, Brulte, Dunn, Haynes, Johannessen, Johnson, Knight,*
8 *Margett, McClintock, McPherson, Monteith, Morrow, Oller, and*
9 *Poochigian.”*

10 SEC. 2. No reimbursement is required by this act pursuant to
11 Section 6 of Article XIII B of the California Constitution because
12 the only costs that may be incurred by a local agency or school
13 district will be incurred because this act creates a new crime or
14 infraction, eliminates a crime or infraction, or changes the penalty
15 for a crime or infraction, within the meaning of Section 17556 of
16 the Government Code, or changes the definition of a crime within
17 the meaning of Section 6 of Article XIII B of the California
18 Constitution.

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